

AMENDED IN SENATE AUGUST 21, 2012

AMENDED IN SENATE JULY 6, 2012

AMENDED IN SENATE JUNE 28, 2012

AMENDED IN ASSEMBLY MAY 25, 2012

AMENDED IN ASSEMBLY MAY 16, 2012

AMENDED IN ASSEMBLY APRIL 30, 2012

AMENDED IN ASSEMBLY APRIL 9, 2012

AMENDED IN ASSEMBLY MARCH 1, 2012

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 1589

**Introduced by Assembly Members Huffman, Chesbro, Dickinson,
Gatto, and Jeffries**

**(Coauthors: Assembly Members *Alejo*, Allen, Ammiano, Beall,
Blumenfield, Brownley, Gordon, Harkey, Hayashi, Hill, Lara,
Logue, Ma, Monning, Olsen, Smyth, and Yamada)**

(Coauthor: Senator Wolk)

February 6, 2012

An act to amend Section 5080.42 of, and to add Article 1.8 (commencing with Section 5019.90) to Chapter 1 of Division 5 of, the Public Resources Code, and to add and repeal Article 21 (commencing with Section 18900.1) of Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, relating to state parks, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 1589, as amended, Huffman. State parks: sustainability and protection.

(1) Existing law vests with the Department of Parks and Recreation control of the state park system. Existing law requires the department to achieve any required budget reductions, as defined, by closing, partially closing, and reducing services at selected units of the state park system, based on specified factors.

This bill would enact the California State Park Stewardship Act of 2012, which would require the department to develop a prioritized action plan to increase revenues and the collection of user fees at state parks. The bill would require the department to report to the Legislature and the Governor on the prioritized action plan by July 1, 2013.

~~The bill would create the California State Park Enterprise Fund in the State Treasury, and would require that moneys in the fund be held in trust and only expended for specified purposes relating to (a) the capital costs of construction and installation of new revenue and fee collection equipment and technologies, (b) other costs of restoration and rehabilitation of the state park system, and its natural, historical, and visitor-serving resources that enhance visitation and create opportunities to increase revenues, and (c) for costs to the department to develop and implement the prioritized action plan. The bill would require that the sum of \$10 million dollars be transferred from the unexpended balance of bond funds made available to the department under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006, and be deposited into the fund, and expended, upon appropriation by the Legislature, for the purposes of the bill.~~

(2) Provisions relating to the administration of personal income taxes allow individual taxpayers to contribute amounts in excess of their tax liability for the support of specified funds to be used for specified purposes.

This bill would, for each taxable year beginning on or after January 1, 2012, require the Franchise Tax Board to revise the individual taxpayer return form, as specified, to allow a taxpayer to designate an otherwise refundable amount in excess of tax liability to be deposited to the State Parks Protection Fund, ~~which is created by this~~ *the bill would create*. This bill would entitle a taxpayer making a contribution to receive a single state parks day use annual pass from the Department

of Parks and Recreation if the price of the pass, as determined by the department, is less than or equal to the amount of the taxpayer's contribution. This bill would require moneys transferred to the State Parks Protection Fund, upon appropriation by the Legislature, to be allocated to the Franchise Tax Board and Controller, as provided, and to the Department of Parks and Recreation to cover the costs of the issuance of the passes to taxpayers, and for purposes related to the protection and preservation of state parks. This bill would also allow a deduction under the Personal Income Tax Law for any contribution amount in excess of the price of the pass received, if any.

This bill would repeal these voluntary contribution provisions if contributions made on returns would be less than a specified amount, as provided.

(3) Existing law provides that it is a misdemeanor for any officer or employee of the state to disclose certain tax information.

This bill would require the Franchise Tax Board to provide necessary information, as provided, to the Department of Parks and Recreation so that individuals who deposited amounts equal to or in excess of the price of a state parks day use annual pass can be contacted.

By changing the scope of an existing crime, this bill would impose a state-mandated local program.

(4) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

(5) This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Article 1.8 (commencing with Section 5019.90)
2 is added to Chapter 1 of Division 5 of the Public Resources Code,
3 to read:

1 Article 1.8. California State Park Stewardship Act of 2012

2
3 5019.90. This article shall be known, and may be cited, as the
4 California State Park Stewardship Act of 2012.

5 5019.91. The Legislature finds and declares all of the following:

6 (a) California's state parks are an essential part of California's
7 unique heritage, and protect important natural, cultural, and
8 historical resources of great value to all Californians.

9 (b) The mission of the California State Park system is to provide
10 for the health, inspiration, and education of the people of California
11 by helping to preserve the state's extraordinary biological diversity,
12 protecting its most valued natural and cultural resources, and
13 creating opportunities for high-quality outdoor recreation. State
14 parks are set aside to protect their natural, historical, cultural, and
15 recreational values in perpetuity for the people of the state.

16 (c) California state parks are vital to the quality of life in
17 California and are a major draw for tourism in the state, generating
18 billions of dollars in annual economic activity in communities near
19 state parks and in park-related expenditures. The economic activity
20 generated by state parks helps sustain small businesses and jobs
21 in local communities near state parks and generates significant tax
22 revenue for the state.

23 (d) The budget for state parks has not kept pace with population
24 growth and growing demand. The annual budget for state parks
25 has been significantly below the amount necessary to maintain
26 state parks in their current condition. State General Fund revenue
27 for state parks declined by over 37 percent between fiscal years
28 2007–08 and 2012–13, inclusive. The ongoing shortfall has resulted
29 in a deferred maintenance backlog of over one billion three hundred
30 million dollars (\$1,300,000,000) by 2010, inadequate staff to
31 protect park resources and maintain public access and safety, and
32 partial closures of many state parks. The state park system cannot
33 sustain further cuts in funding and remain viable.

34 (e) After additional budget cuts were proposed by the Governor
35 and approved by the Legislature in the 2011–12 fiscal year, the
36 Governor's administration announced its intent to close up to 70
37 state parks by July 2012.

38 (f) It is imperative that the state commit to a long-term goal of
39 adequately and sustainably funding and maintaining California's
40 state park system to protect these irreplaceable resources and to

1 preserve California's legacy for the benefit of all Californians. To
2 this end, it is necessary that the state identify new revenue strategies
3 that will move the state toward that goal, and affirm a state policy
4 that park closures are to occur only as a last resort, and only after
5 all reasonable alternatives have been pursued.

6 (g) To fully realize the potential of nonprofit, philanthropic, and
7 other public and nongovernmental partnerships that can help sustain
8 a world class state park system in California, it is imperative that
9 the Legislature and the Governor ~~form a compact to~~ ensure an
10 adequate level of state funding for state parks is maintained in the
11 future and that new revenues received from private sector donors
12 are used to supplement, and not to supplant, existing state funding.

13 (h) It is therefore the ~~intent policy~~ of the Legislature ~~to~~
14 ~~encourage the formation of a state compact that a master plan for~~
15 ~~state parks be formed that will ensure~~ *do all of the following:*

16 (1) ~~Commit the state to a long-term goal of adequately funding~~
17 ~~and maintaining~~ *Ensure long-term adequate funding and*
18 *maintenance of California's state park system by, among other*
19 *things, ensuring accurate and transparent accounting and*
20 *disclosure of all state special funds available for support of state*
21 *parks, identifying new revenues and fundraising fund-raising*
22 *strategies to sustain state parks, and ensuring that those new sources*
23 *are not used to supplant existing state support for state parks or to*
24 *justify further reductions in General Fund support that would leave*
25 *the park system unsustainable.*

26 (2) Ensure that any new revenues received from private donors
27 for the support of state parks are used to supplement, and not to
28 supplant, existing state funding for state parks and are used only
29 for the purposes for which they are given.

30 (3) ~~Commit the state to a goal of~~ *Ensure* greater efficiency in
31 the management of state parks, including ~~maximizing~~ *enhancing*
32 the collection of *existing* fees and other revenue generating
33 potential at state parks, while maintaining public access for all
34 Californians.

35 (4) Minimize the number of parks subject to closure *in future*
36 *years* and encourage creative partnerships to assist the state with
37 park operations and management.

38 (i) It is further the ~~intent policy~~ of the Legislature ~~to encourage~~
39 *promote* formation of a multidisciplinary advisory council,
40 including, but not limited to, members of the public, persons with

1 park management expertise, representatives of nonprofit park
2 organizations, and representatives of the private philanthropic
3 community, to conduct an independent assessment and make
4 recommendations to the Legislature and the Governor on future
5 management, planning, and funding proposals that will ensure the
6 long-term sustainability of the state park system.

7 5019.92. (a) The department shall develop a prioritized action
8 plan to increase revenues and collection of user fees at state parks.
9 The plan shall include strategies for generating new revenues and
10 fee collection methodologies at state parks and may include, but
11 is not necessarily limited to, all of the following:

12 (1) Installation of modern fee collection technologies and
13 equipment at state parks such as kiosks that accept credit cards
14 and automatic entrance gates, where appropriate.

15 (2) Implementation of peak demand pricing at popular
16 campgrounds and other high-demand park facilities.

17 (3) Assessment of appropriate fees at all state park units.

18 (4) Offering of additional mission-appropriate fee-for-service
19 amenities with revenue generating potential at select parks where
20 consistent with park unit general plans. Those amenities may
21 include, but are not limited to, installation of additional recreational
22 vehicle spaces to expand campground capacity at heavily used
23 parks where natural resource needs and space availability allow,
24 installation of upgraded overnight options such as cabins, where
25 feasible, and rental of park facilities for special events.

26 (5) Promotion and marketing of an “adopt a park” or systemwide
27 state park sponsorship program to encourage private donations in
28 support of state parks, with appropriate recognition to be given to
29 donors consistent with state park policies and mission.

30 (6) Design, promotion, and marketing of a new state park annual
31 access pass system with incentives to encourage increased
32 voluntary purchases of state park access passes, including, but not
33 necessarily limited to, all of the following:

34 (A) Offering of different regional and seasonal options for
35 annual passes.

36 (B) Providing multiple opportunities for the purchase of annual
37 passes, including at state park entrances and through partnerships
38 with retail outlets, and on state tax returns.

1 (C) Offering of incentives such as free midweek off-peak season
2 camping passes with the purchase of an annual pass if purchased
3 during the first three months of the year.

4 (D) Offering of opportunities for purchasers to make a voluntary
5 additional contribution that would be dedicated to support of a
6 particular category of state parks, such as the state's iconic redwood
7 parks and historical parks that require funding over and above that
8 generated by user fees to sustain the parks in good condition.

9 (b) The department shall report to the Legislature and the
10 Governor on the prioritized action plan required to be developed
11 pursuant to subdivision (a) by July 1, 2013.

12 ~~5019.93. (a) The California State Park Enterprise Fund is~~
13 ~~hereby created in the State Treasury, and moneys in the fund shall~~
14 ~~be held in trust, and only be expended for any of the following~~
15 ~~purposes:~~

16 ~~(1) To fund the capital costs of construction and installation of~~
17 ~~new revenue and fee collection equipment and technologies and~~
18 ~~other physical upgrades to existing state park system lands and~~
19 ~~facilities.~~

20 ~~(2) For other costs of restoration and rehabilitation of the state~~
21 ~~park system and its natural, historical, and visitor-serving resources~~
22 ~~that enhance visitation and create opportunities to increase~~
23 ~~revenues.~~

24 ~~(3) For the costs to the department to develop and implement~~
25 ~~the action plan required by Section 5019.92.~~

26 ~~(b) The sum of ten million dollars (\$10,000,000) shall be~~
27 ~~transferred from the unexpended balance of bond funds made~~
28 ~~available to the department pursuant to subdivision (a) of Section~~
29 ~~75063 pursuant to Proposition 84, the Safe Drinking Water, Water~~
30 ~~Quality and Supply, Flood Control, River and Coastal Protection~~
31 ~~Bond Act of 2006 (Division 43 (commencing with Section 75001));~~
32 ~~and shall be deposited into the California State Park Enterprise~~
33 ~~Fund and expended, upon appropriation by the Legislature, for the~~
34 ~~purposes of subdivision (a).~~

35 ~~(c) Moneys received by the department from private~~
36 ~~contributions and other public funding sources may also be~~
37 ~~deposited into the fund and used for the purposes of this article.~~

38 SEC. 2. Section 5080.42 of the Public Resources Code is
39 amended to read:

5080.42. (a) Notwithstanding any other provision of this article, the department may enter into an operating agreement with a qualified nonprofit organization for the development, improvement, restoration, care, maintenance, administration, or operation of a unit or units, or portion of a unit, of the state park system, as identified by the director. If the department enters into an operating agreement that involves the operation of the entirety of a park unit, that agreement may be entered into pursuant to this section only to the extent that the agreement would enable the department to avoid closure of a unit or units of the state park system that may otherwise be subject to closure. The department may only enter into an operating agreement that involves the operation of the entirety of a park unit for no more than 20 park units. An operating agreement with a qualified nonprofit organization shall include, but shall not be limited to, the following conditions:

(1) The district superintendent for the department shall provide liaison with the department, the nonprofit organization, and the public.

(2) The nonprofit organization shall annually submit a written report to the department regarding its operating activities during the prior year and shall make copies of the report available to the public upon request. The report shall be available on the Internet Web sites of both the department and the nonprofit organization. The report shall include a full accounting of all revenues and expenditures for each unit of the state park system that the nonprofit organization operates pursuant to an operating agreement.

(3) (A) Except as provided in subparagraph (B), all revenues ~~received that the qualified nonprofit organization receives~~ from a unit shall be expended only for the care, maintenance, operation, administration, improvement, or development of the unit. The qualified nonprofit organization may additionally contribute in-kind services and funds raised from outside entities for the care, maintenance, operation, administration, improvement, or development of the unit.

(B) ~~Revenues~~ *If the qualified nonprofit organization determines that the revenues it has received from a unit that are in excess of the revenues that are needed for the care, maintenance, operation, administration, improvement, or development of that unit may be dedicated, and that these funds are not already specified for or*

1 *committed to specific purposes pursuant to an existing agreement*
 2 *or contract restricting the use of those funds, the qualified nonprofit*
 3 *organization may dedicate those excess revenues to another state*
 4 *park unit for that unit's care, maintenance, operation,*
 5 *administration, improvement, or development.*

6 (4) No General Fund moneys shall be provided to a nonprofit
 7 organization to subsidize the operation or maintenance of a park
 8 unit. This paragraph applies to state parks, the full operation of
 9 which are turned over to a nonprofit organization, but does not
 10 apply to or preclude the department from entering into agreements
 11 with nonprofit organizations to operate a portion of a state park
 12 unit, or from entering into comanagement agreements with
 13 nonprofit organizations that involve the sharing of operational and
 14 financial responsibilities for the park unit and that have the effect
 15 of reducing state costs. This paragraph does not apply to park
 16 entrance fees, concession revenues, or any other revenues generated
 17 within a park operated by a nonprofit organization pursuant to this
 18 section.

19 (b) An operating agreement entered into pursuant to subdivision
 20 (a) shall honor the existing term of a current concession contract
 21 for the state park unit subject to the operating agreement.

22 (c) An operating agreement entered into pursuant to subdivision
 23 (a) shall specify the duties that the nonprofit organization shall be
 24 responsible for carrying out relative to management and protection
 25 of natural, historical, and cultural resources, and shall identify
 26 those management duties that shall continue to be conducted by
 27 the department, so that all core operations of the park are
 28 delineated. Scientific, architectural, and engineering functions that
 29 require special expertise or professional training shall only be
 30 conducted by or under the supervision of qualified persons with
 31 applicable expertise or training and subject to oversight by the
 32 department.

33 (d) This section does not supersede the requirements of Section
 34 5019.53 regarding the protection of natural, scenic, cultural, and
 35 ecological values.

36 (e) The nonprofit organization and the district superintendent
 37 for the department shall, following submittal of the annual report
 38 pursuant to subdivision (a), hold a joint public meeting for
 39 discussion of the report.

(f) If the department intends to enter into an operating agreement for the development, improvement, restoration, care, maintenance, administration, or operation of a unit or units, or a portion of a unit, the department shall notify the Member of the Legislature in whose district the unit is located, the Chair of the Senate Committee on Natural Resources and Water, the Chair of the Assembly Committee on Water, Parks and Wildlife, and the chairs of the Assembly and Senate budget committees of that intention. The notification shall include estimated operating costs and revenues and core duties and responsibilities that are likely to be assigned to the nonprofit organization and the department.

(g) For purposes of this section, a qualified nonprofit organization is an organization that is all of the following:

(1) An organization that is exempt from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code.

(2) An organization that has as its principal purpose and activity to provide visitor services in state parks, facilitate public access to park resources, improve park facilities, provide interpretive and educational services, or provide direct protection or stewardship of natural, cultural, or historical lands, or resources.

(3) An organization that is in compliance with the Supervision of Trustees and Fundraisers for Charitable Purposes Act, Article 7 (commencing with Section 12580) of Chapter 6 of Part 2 of Division 3 of Title 2 of the Government Code.

(h) (1) Notwithstanding Section 10231.5 of the Government Code, the department shall provide a report to the Legislature, on a biennial basis, of the status of operating agreements it has entered into pursuant to this section. The report shall include a list of units of the state park system with operating agreements, discussion of the management and operations of each unit subject to an operating agreement, an accounting of the revenues and expenditures incurred under each operating agreement, and an assessment of the benefit to the state from operating agreements entered into pursuant to this section.

(2) A report submitted pursuant to paragraph (1) shall be submitted in compliance with Section 9795 of the Government Code.

(i) This section shall remain in effect only until January 1, 2019, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2019, deletes or extends that date.

SEC. 3. Article 21 (commencing with Section 18900.1) is added to Chapter 3 of Part 10.2 of Division 2 of the Revenue and Taxation Code, to read:

Article 21. State Parks Protection Fund

18900.1. (a) For taxable years beginning on or after January 1, 2012, the Franchise Tax Board shall revise the individual taxpayer return form to allow an individual to designate a contribution in excess of tax liability, if any, be made to the State Parks Protection Fund established by Section 18900.2.

(b) A contribution shall be in a full dollar amount and may be made individually by each signatory on a joint return.

(c) A designation made under subdivision (a) shall be made for any taxable year on the original return for that taxable year, and once made shall be irrevocable. In the event that payments and credits reported on the return, together with any other credits associated with the taxpayer's account, do not exceed the taxpayer's tax liability, if any, the return shall be treated as though no designation had been made. In the event that no designee is specified, the contribution shall, after reimbursement of the direct actual costs of the Franchise Tax Board for the collection and administration of funds under the article, be transferred to the General Fund.

(d) If an individual designates a contribution to more than one account or fund listed on the tax return, and the amount available is insufficient to satisfy the total amount designated, the contribution shall be allocated among the designated accounts on a pro rata basis.

(e) A taxpayer making a designation under subdivision (a) shall be entitled to receive a single state parks day use annual pass from the Department of Parks and Recreation if the price of a single state parks day use annual pass, as determined by the Department of Parks and Recreation, is less than or equal to the amount of the taxpayer's contribution.

(f) The state parks day use annual pass that an individual is entitled to receive pursuant to this section shall provide ~~that individual~~ *the passholder* with unlimited day use access to ~~the California state parks that are accessible with a vehicle day use annual pass, as those parks are listed on the Department of Parks~~

1 *and Recreation's Internet Web site*, and shall be valid for one year
2 beginning on the date of issuance.

3 (g) The Franchise Tax Board shall revise the form of the return
4 to include a space labeled the "State Parks Protection Fund/Parks
5 Pass Purchase" to allow for the designation permitted under
6 subdivision (a). The form shall also include in the instructions
7 information that the contribution may be in the amount of one
8 dollar (\$1) or more and that if the contribution amount is equal to
9 or exceeds the price of a single state parks day use annual pass, as
10 determined by the Department of Parks and Recreation, the
11 taxpayer will be entitled to a single state parks day use annual pass
12 from the Department of Parks and Recreation. The instructions
13 shall also include information indicating that the contribution shall
14 be used by the Department of Parks and Recreation to cover the
15 costs of the issuance of state parks day use annual passes to
16 individual taxpayers who made a designation for that purpose
17 pursuant to this section, and for purposes related to the protection
18 and preservation of state parks.

19 (h) Notwithstanding the provisions of Article 2 (commencing
20 with Section 19542) of Chapter 7, the Franchise Tax Board shall
21 provide necessary information, including the names and addresses
22 of individual taxpayers who contributed to the State Parks
23 Protection Fund, to the Department of Parks and Recreation so
24 that the department may contact the individuals entitled to a state
25 parks day use annual pass under this section and implement a
26 procedure for the distribution of a state parks day use annual pass
27 to those individuals.

28 (i) A deduction shall be allowed under Article 6 (commencing
29 with Section 17201) of Chapter 3 of Part 10 for any contribution
30 made pursuant to subdivision (a), but only with respect to the
31 amount contributed in excess of the price of the state parks day
32 use annual pass received, if any, pursuant to this section.

33 18900.2. There is hereby established in the State Treasury the
34 State Parks Protection Fund to receive contributions made pursuant
35 to Section 18900.1. The Franchise Tax Board shall notify the
36 Controller of both the amount of money paid by taxpayers in excess
37 of their tax liability and the amount of refund money that taxpayers
38 have designated pursuant to Section 18900.1 to be transferred to
39 the State Parks Protection Fund. The Controller shall transfer from
40 the Personal Income Tax Fund to the State Parks Protection Fund

1 an amount not in excess of the sum of the amounts designated by
2 individuals pursuant to Section 18900.1 for payment into that fund.

3 18900.3. All moneys transferred to the State Parks Protection
4 Fund, upon appropriation by the Legislature, shall be allocated as
5 follows:

6 (a) To the Franchise Tax Board and the Controller only for
7 reimbursement of all costs incurred by the Franchise Tax Board
8 and the Controller in connection with their duties under this article.

9 (b) To the Department of Parks and Recreation to cover the
10 costs of the issuance of state parks day use annual passes to
11 individual taxpayers who made a designation for that purpose
12 pursuant to Section 18900.1, and for purposes related to the
13 protection and preservation of state parks.

14 18900.4. (a) (1) By September 1 of the second calendar year
15 and each subsequent calendar year that the State Parks Protection
16 Fund appears on the tax return, the Franchise Tax Board shall do
17 all of the following:

18 (A) Determine the minimum contribution amount required to
19 be received during the next calendar year for the fund to appear
20 on the tax return for the taxable year that includes that next calendar
21 year.

22 (B) Determine whether the amount of contributions estimated
23 to be received during the calendar year will equal or exceed the
24 minimum contribution amount determined by the Franchise Tax
25 Board for the calendar year pursuant to subparagraph (A). The
26 Franchise Tax Board shall estimate the amount of contributions
27 to be received by using the actual amounts received and an estimate
28 of the contributions that will be received by the end of that calendar
29 year.

30 (2) If the Franchise Tax Board determines that the amount of
31 the contributions estimated to be received during a calendar year
32 will not at least equal the minimum contribution amount for the
33 calendar year, this article is repealed with respect to taxable years
34 beginning on or after January 1 of that calendar year.

35 (3) For purposes of this section, the minimum contribution
36 amount for a calendar year means two hundred fifty thousand
37 dollars (\$250,000) for the second calendar year after the first
38 appearance of the State Parks Protection Fund on the personal
39 income tax return or the minimum contribution amount as adjusted
40 pursuant to subdivision (b).

(b) For each calendar year, beginning with the third calendar year after the first appearance of the State Parks Protection Fund on the personal income tax return, the Franchise Tax Board shall adjust, on or before September 1 of that calendar year, the minimum contribution amount specified in subdivision (a) as follows:

(1) The minimum contribution amount for the calendar year shall be an amount equal to the product of the minimum contribution amount for the prior calendar year multiplied by the inflation factor adjustment as specified in subparagraph (A) of paragraph (2) of subdivision (h) of Section 17041, rounded off to the nearest dollar.

(2) The inflation factor adjustment used for the calendar year shall be based on the figures for the percentage change in the California Consumer Price Index for all items received on or before August 1 of the calendar year pursuant to paragraph (1) of subdivision (h) of Section 17041.

(c) Notwithstanding the repeal of this article, any contribution amounts designated pursuant to this article prior to its repeal shall continue to be transferred and disbursed in accordance with this article as in effect immediately prior to that repeal.

SEC. 4. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

SEC. 5. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to protect state parks that are threatened with imminent closure and begin addressing state park revenue shortfalls as soon as possible, it is necessary that this act take effect immediately.